

1 NICHOLAS A. TRUTANICH
United States Attorney
2 District of Nevada
Nevada Bar Number 13644
3 PETER S. LEVITT
Assistant United States Attorney
4 501 Las Vegas Blvd. South, Suite 1100
Las Vegas, Nevada 89101
5 Phone: (702) 388-6336
peter.s.levitt@usdoj.gov
6 Attorneys for the United States of America

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,) 2:17-CR-062-JCM-NJK
11 Plaintiff,)
12 v.) Stipulation for Entry of Order of
13 PAUL HWAN JIN,) Forfeiture as to SCGB, Inc., a Third
14 Defendant.) Party Petitioner by Ji Jin as Owner, Paul
) Hwan Jin as President and Treasurer,
) and Trisha Regan as Secretary, Director,
) and Registered Agent and Order

15 The United States of America and SCGB, Inc., by Ji Jin as Owner, Paul Hwan Jin as
16 President and Treasurer, and Trisha Regan as Secretary, Director, and Registered Agent,
17 and its counsel, N/A, agree as follows:

18 1. The Grand Jury sitting in Las Vegas, Nevada returned a 25-Count
19 Superseding Criminal Indictment against Paul Hwan Jin for violations of 18 U.S.C. §
20 1029(a)(2) and (b)(2); 18 U.S.C. § 1956(h); and 18 U.S.C. § 1957. Superseding Criminal
21 Indictment, ECF No. 23.

22 2. Paul Hwan Jin pled guilty to Count 1 of a 25-Count Superseding Criminal
23 Indictment charging him with conspiracy to commit access device fraud in violation of 18
24 U.S.C. § 1029(a)(2) and (b)(2) and agreed to the forfeiture of property set forth in the Plea
25 Agreement, the Amended Bill of Particulars, and Forfeiture Allegation One of the
26 Superseding Criminal Indictment. Superseding Criminal Indictment, ECF No. 23;
27 Amended Bill of Particulars, ECF No. 78.

1 3. SCGB, Inc., by Ji Jin as Owner, Paul Hwan Jin as President and Treasurer,
2 and Trisha Regan as Secretary, Director, and Registered Agent, knowingly and voluntarily
3 agrees to the abandonment, the civil administrative forfeiture, the civil judicial forfeiture, or
4 the criminal forfeiture of the following property:

- 5 1. \$67,190.86; and
6 2. \$7,492.88

7 (all of which constitutes property).

8 4. SCGB, Inc., by Ji Jin as Owner, Paul Hwan Jin as President and Treasurer,
9 and Trisha Regan as Secretary, Director, and Registered Agent, knowingly and voluntarily
10 agrees to abandon or to forfeit the property to the United States.

11 5. SCGB, Inc., by Ji Jin as Owner, Paul Hwan Jin as President and Treasurer,
12 and Trisha Regan as Secretary, Director, and Registered Agent, knowingly and voluntarily
13 agrees to relinquish all possessory rights, ownership rights, and all rights, titles, and interests
14 in the property.

15 6. SCGB, Inc., by Ji Jin as Owner, Paul Hwan Jin as President and Treasurer,
16 and Trisha Regan as Secretary, Director, and Registered Agent, knowingly and voluntarily
17 agrees to waive its right to any abandonment proceedings, any civil administrative forfeiture
18 proceedings, any civil judicial forfeiture proceedings, or any criminal forfeiture proceedings
19 (all of which constitutes proceedings) of the property.

20 7. SCGB, Inc., by Ji Jin as Owner, Paul Hwan Jin as President and Treasurer,
21 and Trisha Regan as Secretary, Director, and Registered Agent, knowingly and voluntarily
22 agrees to waive service of process of any and all documents filed in this action or any
23 proceedings concerning the property.

24 8. SCGB, Inc., by Ji Jin as Owner, Paul Hwan Jin as President and Treasurer,
25 and Trisha Regan as Secretary, Director, and Registered Agent, knowingly and voluntarily
26 agrees to waive any further notice to it, its agents, or its attorneys regarding the forfeiture
27 and disposition of the property.

28 / / /

1 9. SCGB, Inc., by Ji Jin as Owner, Paul Hwan Jin as President and Treasurer,
2 and Trisha Regan as Secretary, Director, and Registered Agent, knowingly and voluntarily
3 agrees not to file any claim, answer, petition, or other documents in any proceedings
4 concerning the property.

5 10. SCGB, Inc., by Ji Jin as Owner, Paul Hwan Jin as President and Treasurer,
6 and Trisha Regan as Secretary, Director, and Registered Agent, knowingly and voluntarily
7 agrees to withdraw any claims, answers, counterclaims, petitions, or other documents it
8 filed in any proceedings concerning the property.

9 11. SCGB, Inc., by Ji Jin as Owner, Paul Hwan Jin as President and Treasurer,
10 and Trisha Regan as Secretary, Director, and Registered Agent, knowingly and voluntarily
11 agrees to waive the statute of limitations, the CAFRA requirements, Fed. R. Crim. P. 7, 11,
12 and 32.2, the constitutional requirements, and the constitutional due process requirements
13 of any abandonment proceedings or any forfeiture proceedings concerning the property.

14 12. SCGB, Inc., by Ji Jin as Owner, Paul Hwan Jin as President and Treasurer,
15 and Trisha Regan as Secretary, Director, and Registered Agent, knowingly and voluntarily
16 agrees to waive its right to a hearing on the forfeiture of the property.

17 13. SCGB, Inc., by Ji Jin as Owner, Paul Hwan Jin as President and Treasurer,
18 and Trisha Regan as Secretary, Director, and Registered Agent, knowingly and voluntarily
19 agrees to waive all constitutional, legal, and equitable defenses and claims to the forfeiture
20 of the property and the in personam criminal forfeiture money judgment in any proceedings,
21 including but not limited to, (a) any constitutional or statutory double jeopardy defenses and
22 claims, (b) any defenses and claims under the Eighth Amendment to the United States
23 Constitution, including, but not limited to, any defenses and claims of excessive fines or
24 cruel and unusual punishments, and (c) any constitutional defenses and claims under
25 *Honeycutt v. United States*, 137 S. Ct. 1626 (2017).

26 14. SCGB, Inc., by Ji Jin as Owner, Paul Hwan Jin as President and Treasurer,
27 and Trisha Regan as Secretary, Director, and Registered Agent, knowingly and voluntarily
28 agrees to the entry of an Order of Forfeiture of the property to the United States.

1 15. SCGB, Inc., by Ji Jin as Owner, Paul Hwan Jin as President and Treasurer,
2 and Trisha Regan as Secretary, Director, and Registered Agent, waives the right to appeal
3 any Order of Forfeiture.

4 16. SCGB, Inc., by Ji Jin as Owner, Paul Hwan Jin as President and Treasurer,
5 and Trisha Regan as Secretary, Director, and Registered Agent, understands that the
6 forfeiture of the property shall not be treated as satisfaction of any assessment, restitution,
7 fine, cost of imprisonment or any other penalty that may be imposed in addition to
8 forfeiture.

9 17. SCGB, Inc., by Ji Jin as Owner, Paul Hwan Jin as President and Treasurer,
10 and Trisha Regan as Secretary, Director, and Registered Agent, knowingly and voluntarily
11 agrees to the conditions set forth in this Stipulation for Entry of Order of Forfeiture as to
12 SCGB, Inc., by Ji Jin as Owner, Paul Hwan Jin as President and Treasurer, and Trisha
13 Regan as Secretary, Director, and Registered Agent, and Order (Stipulation).

14 18. SCGB, Inc., by Ji Jin as Owner, Paul Hwan Jin as President and Treasurer,
15 and Trisha Regan as Secretary, Director, and Registered Agent, knowingly and voluntarily
16 agrees to hold harmless the United States, the United States Department of Justice, the
17 United States Attorney's Office for the District of Nevada, the United States Department of
18 the Treasury, the United States Internal Revenue Service, the Las Vegas Metropolitan
19 Police Department, their agencies, their agents, and their employees from any claim made
20 by it or any third party arising from the facts and circumstances of this case.

21 19. SCGB, Inc., by Ji Jin as Owner, Paul Hwan Jin as President and Treasurer,
22 and Trisha Regan as Secretary, Director, and Registered Agent, knowingly and voluntarily
23 releases and forever discharges the United States, the United States Department of Justice,
24 the United States Attorney's Office for the District of Nevada, the United States
25 Department of the Treasury, the United States Internal Revenue Service, the Las Vegas
26 Metropolitan Police Department, their agencies, their agents, and their employees from any
27 and all claims, rights, or causes of action of any kind that SCGB, Inc., by Ji Jin as Owner,
28 Paul Hwan Jin as President and Treasurer, and Trisha Regan as Secretary, Director, and

1 Registered Agent, now has or may hereafter have on account of, or in any way growing out
2 of, the seizures and the forfeitures of the property in the abandonment, the civil
3 administrative forfeitures, the civil judicial forfeitures, and the criminal forfeitures.

4 20. Each party acknowledges and warrants that its execution of the Stipulation is
5 free and is voluntary.

6 21. The Stipulation contains the entire agreement between the parties.

7 22. Except as expressly stated in the Stipulation, no party, officer, agent,
8 employee, representative, or attorney has made any statement or representation to any other
9 party, person, or entity regarding any fact relied upon in entering into the Stipulation, and
10 no party, officer, agent, employee, representative, or attorney relies on such statement or
11 representation in executing the Stipulation.

12 23. The persons signing the Stipulation warrant and represent that they have full
13 authority to execute the Stipulation and to bind the persons and/or entities, on whose
14 behalf they are signing, to the terms of the Stipulation.

15 24. This Stipulation shall be construed and interpreted according to federal
16 forfeiture law and federal common law. The jurisdiction and the venue for any dispute
17 related to, and/or arising from, this Stipulation is the unofficial Southern Division of the
18 United States District Court for the District of Nevada, located in Las Vegas, Nevada.

19 25. Each party shall bear its own attorneys' fees, expenses, interest, and costs.

20 26. This Stipulation shall not be construed more strictly against one party than
21 against the other merely by virtue of the fact that it may have been prepared primarily by
22 counsel for one of the parties; it being recognized that both parties have contributed
23 substantially and materially to the preparation of this Stipulation.

24 / / /

25 / / /

26 / / /

27 / / /

28 / / /

1 IT IS HEREBY CERTIFIED, pursuant to 28 U.S.C. § 2465(a)(2), that there was
2 reasonable cause for the seizure and forfeiture of the property.

3
4 DATED: N/A

DATED: 07/09/2021

5 NICHOLAS A. TRUTANICH
6 United States Attorney

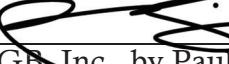
7 */s/ Peter S. Levitt*

8 PETER S. LEVITT
9 Assistant United States Attorney

10
11 N/A
12 Counsel for SCGB, Inc.,

13 DATED: 03/25/2020

14 
15 SCGB, Inc., by Ji Jin as Owner

16 
17 SCGB, Inc., by Paul Hwan Jin as
18 President and Treasurer

19 N/A
20 SCGB, Inc., by Trisha Regan as
21 Secretary, Director, and Registered Agent

22 IT IS SO ORDERED:

23 JAMES C. MAHAN
24 UNITED STATES DISTRICT JUDGE

25 DATED: _____

1 IT IS HEREBY CERTIFIED, pursuant to 28 U.S.C. § 2465(a)(2), that there was
2 reasonable cause for the seizure and forfeiture of the property.

3
4 DATED: N/A

DATED: 07/09/2021

5
6 N/A
7 Counsel for SCGB, Inc.,

NICHOLAS A. TRUTANICH
United States Attorney

/s/ *Peter S. Levitt*
PETER S. LEVITT
Assistant United States Attorney

8
9 DATED: N/A

10
11 N/A
SCGB, Inc., by Ji Jin as Owner

12
13 N/A
SCGB, Inc., by Paul Hwan Jin as
14 President and Treasurer

15
16 N/A
SCGB Inc., by Trisha Regan as
17 Secretary, Director, and Registered Agent

18
19 IT IS SO ORDERED:

20
21 
22 JAMES C. MAHAN
23 UNITED STATES DISTRICT JUDGE

24 DATED: July 14, 2021